

MINUTES OF THE CITY COUNCIL

CITY OF AUSTIN, TEXAS

Regular Meeting

March 26, 1959
10:00 A.M.

Council Chamber, City Hall

The meeting was called to order with Mayor Miller presiding.

Roll call:

Present: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Absent: None

Present also: W. T. Williams, Jr., City Manager; Doren R. Eskew, City Attorney; Reuben Rountree, Jr., Director of Public Works; Robert A. Miles, Assistant Chief of Police.

Invocation was delivered by REV. DAVID CLARK, Minister of Education, Hyde Park Christian Church, 4115 Avenue D.

Councilman White moved that the Minutes of the Meeting of March 19, 1959, be approved. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

In accordance with published notice thereof, promptly at 10:00 o'clock A. M., Mayor Miller announced that the time for submitting bids on the purchase of City of Austin, Texas Electric Light and Power, Waterworks and Sewer System Revenue Bonds, Series 1959 in the amount of \$6,500,000.00, and City of Austin, Texas General Obligation Bonds, Series 1959, in the amount of \$1,000,000.00, had expired, and that the City Council would proceed with the opening of said bids.

Bids were then opened and read as follows:

CITY OF AUSTIN, TEXAS

TABULATION OF BIDS

RECEIVED ON \$6,500,000 ELECTRIC, WATER AND SEWER REVENUE BONDS

MARCH 26, 1959

NAME OF BIDDER	MATURITY DATES	NOMINAL INTEREST RATE	GROSS INTEREST COST	PREMIUM OFFERED	NET INTEREST COST	EFFECTIVE INTEREST RATE
1. THE FIRST BOSTON CORPORATION AND ASSOCIATES (Supplement Coupons)	Apr. 1, 1962 thru Apr. 1, 1976 Apr. 1, 1977 thru Apr. 1, 1983 Jun. 1, 1959 thru Apr. 1, 1962	3.30% 3.40% .60%	\$4,446,145.00 \$4,446,145.00	\$	\$4,446,145.00	3.46718%
2. HALSEY, STUART & CO., INC. AND ASSOCIATES	Apr. 1, 1962 thru Apr. 1, 1975 Apr. 1, 1976 thru Apr. 1, 1977 Apr. 1, 1978 thru Apr. 1, 1983	4.00% 3.50% 3.40%	4,465,550.00		4,465,550.00	3.48231%
3. EASTMAN DILLON, UNION SECURITIES AND CO. AND ASSOCIATES Kidder, Peabody & Co. L.F. Rothschild & Co. Coffin & Burr, Incorporated R. S. Dickson & Co. Eldredge & Co. King, Quirk & Co., Incorporated Geo. B. Gibbons & Co., Inc. Andrews & Wells, Inc. Park, Ryan, Inc. Talmage & Co.	Apr. 1, 1962 thru Apr. 1, 1972 Apr. 1, 1973 thru Apr. 1, 1977 Apr. 1, 1978 thru Apr. 1, 1983	4.00% 3.40% 3.50%	4,468,830.00	1,235.00	4,467,595.00	3.4839%
4. PHELPS, FENN & CO. C. J. Devine & Co. Rauscher, Pierce & Co., Inc. and Associates	Apr. 1, 1962 thru Apr. 1, 1974 Apr. 1, 1975 thru Apr. 1, 1978 Apr. 1, 1979 thru Apr. 1, 1983	4.00% 3.60% 3.40%	4,474,070.00		4,474,070.00	3.4889%
5. LEHMAN BROTHERS, FIRST SOUTHWEST COMPANY & ASSOCIATES	Apr. 1, 1962 thru Apr. 1, 1975 Apr. 1, 1976 thru Apr. 1, 1978 Apr. 1, 1979 thru Apr. 1, 1983	4.00% 3.50% 3.40%	4,477,995.00	3,900.00	4,474,095.00	3.4890%

CITY OF AUSTIN, TEXAS

TABULATION OF BIDS

RECEIVED ON \$6,500,000 ELECTRIC, WATER AND SEWER REVENUE BONDS

MARCH 26, 1959

NAME OF BIDDER	MATURITY DATES	NOMINAL INTEREST RATE	GROSS INTEREST COST	PREMIUM OFFERED	NET INTEREST COST	EFFECTIVE INTEREST RATE
6. THE FIRST BOSTON CORPORATION AND ASSOCIATES	Apr. 1, 1962 thru Apr. 1, 1974 Apr. 1, 1975 thru Apr. 1, 1977 Apr. 1, 1978 thru Apr. 1, 1983	4.00% 3.40% 3.50%	\$4,479,270.00	\$	\$4,479,270.00	3.49301%
7. GLORE, FORGAN & CO. AND ASSOCIATES	Apr. 1, 1962 thru Apr. 1, 1981 Apr. 1, 1982 thru Apr. 1, 1983	3.50% 3.60%	4,524,075.00	1,780.00	4,522,295.00	3.526568%
8. DREXEL & CO. AND ASSOCIATES	Apr. 1, 1962 thru Apr. 1, 1974 Apr. 1, 1975 thru Apr. 1, 1976 Apr. 1, 1977 thru Apr. 1, 1983	4 % 3.70% 3.50%	4,550,280.00		4,550,280.00	3.54839%

Each of the above and foregoing bids was accompanied by Cashier's-Certified Check in the amount of \$1,300,000.00.

Whereupon bids were referred to the Director of Finance for tabulation and report.

CITY OF AUSTIN, TEXAS

TABULATION OF BIDS

RECEIVED ON \$1,000,000 VARIOUS PURPOSE GENERAL OBLIGATION BONDS

MARCH 26, 1959

NAME OF BIDDER	MATURITY DATES	NOMINAL INTEREST RATE	GROSS INTEREST COST	PREMIUM OFFERED	NET INTEREST COST	EFFECTIVE INTEREST RATE
1. BANKERS TRUST COMPANY Harris Trust and Saving Bank Republic National Bank Russ & Company	Jan.1,1960,thru Jan.1,1970 Jan.1,1971,thru Jan.1,1975 Jan.1,1976,thru Jan.1,1979	4 % 3.20% 3.25%	\$490,555.00	\$600.00	\$489,955.00	3.29825%
2. THE CHASE MANHATTAN BANK, N.Y. First National Bank in Dallas Texas Bank & Trust Co.of Dallas	Jan.1,1960,thru Jan.1,1972 Jan.1,1973,thru Jan.1,1974 Jan.1,1975,thru Jan.1,1979	3.50% 3.25% 3.30%	493,853.75	99.90	493,753.85	3.32382%
3. THE PHILADELPHIA NATIONAL BANK First National Bank of Oregon	Jan.1,1960,thru Jan.1,1970 Jan.1,1971 Jan.1,1972,thru Jan.1,1979	4.00% 3.75% 3.25%	495,893.75	382.50	495,511.25	3.3356529%
4. PHELPS, FENN & CO. RAUSCHER, PIERCE & CO., INC. and Associates	Jan.1,1960,thru Jan.1,1970 Jan.1,1971,thru Jan.1,1972 Jan.1,1973,thru Jan.1,1979	4 % 3.50% 3.25%	496,006.25	110.00	495,896.25	3.3382%
5. F. S. SMITHERS & CO. AND ASSOCIATES	Jan.1,1960,thru Jan.1,1970 Jan.1,1971,thru Jan.1,1975 Jan.1,1976,thru Jan.1,1979	4.00% 3.25% 3.30%	497,285.00		497,285.00	3.3475%
6. ROWLES-WINSTON & CO., HOUSTON AND ASSOCIATES	Jan.1,1960,thru Jan.1,1969 Jan.1,1970,thru Jan.1,1976 Jan.1,1977,thru Jan.1,1979	4 % 3.25% 3.40%	500,020.63	1,023.63	498,997.00	3.3591181%
7. THE FIRST NATIONAL CITY BANK OF NEW YORK & ASSOCIATES	Jan.1,1960,thru Jan.1,1971 Jan.1,1972,thru Jan.1,1975 Jan.1,1976,thru Jan.1,1979	4.00% 3.25% 3.30%	501,250.63	508.00	500,742.63	3.3708%

197

197

CITY OF AUSTIN, TEXAS

TABULATION OF BIDS

RECEIVED ON \$1,000,000 VARIOUS PURPOSE GENERAL OBLIGATION BONDS

MARCH 26, 1959

NAME OF BIDDER	MATURITY DATES	NOMINAL INTEREST RATE	GROSS INTEREST COST	PREMIUM OFFERED	NET INTEREST COST	EFFECTIVE INTEREST RATE
8. FIRST SOUTHWEST CO. AND ASSOCIATES	Jan. 1, 1960, thru Jan. 1, 1969 Jan. 1, 1970, thru Jan. 1, 1973 Jan. 1, 1974, thru Jan. 1, 1979	4 % 3.25% 3.35%	\$501,548.13	\$748.00	\$500,800.13	3.371256%
9. CHEMICAL CORN EXCHANGE BANK & ASSOCIATES	Jan. 1, 1960, thru Jan. 1, 1970 Jan. 1, 1971, thru Jan. 1, 1977 Jan. 1, 1978, thru Jan. 1, 1979	3.75% 3.30% 3.40%	501,112.50	100.00	501,012.50	3.372685%
10. THE FIRST NATIONAL BANK OF CHICAGO AND ASSOCIATES	Jan. 1, 1960, thru Jan. 1, 1979	3.40%	505,070.00	425.00	504,645.00	3.3971%
11. C. J. DEVINE & CO. & ASSOCIATES	Jan. 1, 1960, thru Jan. 1, 1965 Jan. 1, 1966, thru Jan. 1, 1969 Jan. 1, 1970, thru Jan. 1, 1979	4 % 3.25% 3.40%	504,882.50	160.00	504,722.50	3.39766%
12. J. P. MORGAN & CO., INC. AND ASSOCIATES	Jan. 1, 1960, thru Jan. 1, 1973 Jan. 1, 1974, thru Jan. 1, 1979	3.70% 3.30%	505,155.00	144.00	505,011.00	3.3996%
13. KIDDER, PEABODY & CO. & ASSOCIATES	Jan. 1, 1960, thru Jan. 1, 1973 Jan. 1, 1974, thru Jan. 1, 1977 Jan. 1, 1978, thru Jan. 1, 1979	3.50% 3.35% 3.40%	505,555.00	16.00	505,539.00	3.403157%
14. EQUITABLE SECURITIES CORPORATION & ASSOCIATES	Jan. 1, 1960, thru Jan. 1, 1967 Jan. 1, 1968, thru Jan. 1, 1973 Jan. 1, 1974, thru Jan. 1, 1979	4.00% 3.70% 3.30%	506,677.50	270.00	506,407.50	3.40900%
15. HALSEY, STUART & COMPANY, INC. & ASSOCIATES	Jan. 1, 1960, thru Jan. 1, 1967 Jan. 1, 1968, thru Jan. 1, 1979	4 % 3.40%	508,115.00		508,115.00	3.42049%

CITY OF AUSTIN, TEXAS

TABULATION OF BIDS

RECEIVED ON \$1,000,000 VARIOUS PURPOSE GENERAL OBLIGATION BONDS

MARCH 26, 1959

NAME OF BIDDER	MATURITY DATES	NOMINAL INTEREST RATE	GROSS INTEREST COST	NET INTEREST COST	PREMIUM OFFERED	EFFECTIVE INTEREST RATE
16. EASTMAN DILLON, UNION SECURITIES & CO., & ASSOCIATES	Jan. 1, 1960, thru Jan. 1, 1971 Jan. 1, 1972, thru Jan. 1, 1976 Jan. 1, 1977, thru Jan. 1, 1979	4.00% 3.30% 3.40%	\$500,076.25	\$508,806.25	\$1,270.00	3.42515%
17. THE NORTHERN TRUST COMPANY & ASSOCIATES	Jan. 1, 1960, thru Jan. 1, 1967 Jan. 1, 1968, thru Jan. 1, 1979	4 % 3.50%	522,462.50	522,447.50	15.00	3.51698%

Each of the above and foregoing bids was accompanied by Cashier's-Certified Check in the amount of \$20,000.00.

Whereupon bids were referred to the Director of Finance for tabulation and report.

MR. ROSS BLUMENTRITT, President of the Austin Fire Safety Board, explained the organization of the Board and its purposes, and submitted a copy of the Board's Constitution. He stated their concern was to save lives and property from fire and to emphasize the ever present danger of fire, and to intensify the fire safety program. Their next project as the spring clean-up -- "Spring Clean-up, Fix-up, and Paint-up Week - April 12th - 18th". The Mayor expressed gratitude to the Committee and stated the Council would be glad to proclaim April 12-18 as the Clean-up Week, and that the proclamation would be brought up for next week.

MAYOR MILLER asked that a Resolution honoring A. GARLAND ADAIR be drawn up for next week for the Council's adoption.

MR. WAYNE BURNS, spokesman for a group of citizens owning property on South Congress Avenue, asked for the installation of a sanitary sewer lift station at the South Congress Avenue Bridge over Williamson Creek. The City Manager gave a resume of the problem as concerned those living within the city limits and those living without, and a proposition that had tried to be worked out through a Williamson Creek Sanitary Sewer District. MR. BURNS gave the status of the district stating the expense was prohibitive. The Water Superintendent stated a lift station in this area would be \$18,000 and a force main \$22,000, but would not include the gravity line. He discussed future development that would need to be planned for, which would cost in the neighborhood of \$100,000. The City Manager listed two possibilities at this time--(1) a small lift station that would take care of the people in the city limits - (\$40,000) or (2) to make the lift station large enough to include service for a great deal of territory now outside the city limits. The Council asked that further information and recommendation be brought in for study and that the matter will be brought up again in two weeks.

Councilman Palmer offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 25, 1959, for the purchase of twenty-eight 4-door police automobiles; and,

WHEREAS, the bid of Simmons Motor Company in the sum of \$42,265.00 and 28 trade-ins, was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Purchasing Agent of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Simmons Motor Company in the sum of \$42,265.00 and 28 trade-ins, be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Simmons Motor Company.

The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

Mayor Miller introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE FOLLOWING: (1) LOT 9, BLOCK d, CRESTVIEW ADDITION, SECTION 12, FROM "GR" GENERAL RETAIL DISTRICT TO "C-1" COMMERCIAL DISTRICT; AND (2) THE WEST 50 FEET OF LOT 8, BLOCK D, MANOR HILLS SUBDIVISION FROM "O" OFFICE DISTRICT TO "C-1" COMMERCIAL DISTRICT; SAID PROPERTY BEING LOCATED IN AUSTIN, TRAVIS COUNTY, TEXAS; ORDERING A CHANGE IN THE USE MAPS SO AS TO RECORD THE CHANGES HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Palmer moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the second time and Councilman Palmer moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the third time and Councilman Palmer moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Miller introduced the following ordinance:

AN ORDINANCE AMENDING THAT CERTAIN ORDINANCE PASSED BY THE CITY COUNCIL OF THE CITY OF AUSTIN, TEXAS, JULY 17, 1941, AND RECORDED IN ORDINANCE BOOK "L", PAGES 152-174, INCLUSIVE, OF THE ORDINANCE RECORDS

OF THE CITY OF AUSTIN, WHICH ORDINANCE WAS AMENDATORY OF THAT CERTAIN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN PASSED BY THE CITY COUNCIL, APRIL 23, 1931, AND RECORDED IN BOOK "I", PAGES 301-318, INCLUSIVE, OF THE ORDINANCE RECORDS OF THE CITY OF AUSTIN, THE AMENDATORY ORDINANCE HEREBY CHANGING THE USE DESIGNATION FROM "A" RESIDENCE DISTRICT TO "DL" LIGHT INDUSTRIAL DISTRICT ON LOT 4 AND THE SOUTH 126 FEET OF LOT 3, BLOCK 2, CREST HAVEN ADDITION, LOCALLY KNOWN AS 2201-2213 REDWOOD AVENUE, IN THE CITY OF AUSTIN, TRAVIS COUNTY, TEXAS, ORDERING A CHANGE IN THE USE MAPS SO AS TO RECORD THE CHANGE HEREBY ORDERED; AND SUSPENDING THE RULE REQUIRING THE READING OF ORDINANCES ON THREE SEPARATE DAYS.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the second time and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the ordinance had been finally passed.

The Council received and discussed the following letter:

"March 24, 1959

"The City Council
City of Austin
Austin, Texas

"Dear Mayor and Members of the Council:

"This is to confirm the offer made by me at your meeting Thursday, March 19, to convey to the City of Austin a tract of land off the east end of my 5-acre tract fronting on Redwood Avenue, the tract to be conveyed to the City to be approximately 150 x 325 feet and such conveyance to be made for a cash

consideration of five hundred (\$500.00) dollars. I reserve the small pump house and pump which I will remove from the tract to be conveyed at my own expense, as I desire to sink another well on my own premises for use in irrigating shrubs and lawns on my premises on Redwood Avenue.

"Upon completion of the pending rezoning program affecting my property on Redwood Avenue, I plan to apply for a building permit from the City of Austin under which I will remove from the premises all existing commercial or industrial warehouse buildings and replace them with suitable permanent buildings of a low silhouette type. It is my purpose to erect walls, probably not exceeding 10 feet in height, with roofs of a low-pitch type. I have examined some permanent colored steel material recently employed by the City in construction of a building near the foot of Red River Street on the Colorado River and I propose to use the same or a similar type material to achieve a pleasing green color scheme.

"As you know, the western part of my property on Redwood Avenue already complies with the zoning ordinance as adopted by the Council last Thursday, inasmuch as I have shrubs, lawns, hedges, and building setbacks which more than meet the standards fixed by the ordinance.

"With reference to the new structures on the eastern one-half of my property (remaining after conveyance to the City of 150 feet off the east end), I plan in all respects to comply with the ordinance, including the placing of proper barriers such as hedges or fences. Since I have already started using an evergreen hedge, it is probable that I will continue this plan in order to achieve a compatible scheme.

"Yours very truly,
(Sgd) J. M. Boyer
J. M. Boyer"

Councilman Long moved that the City Manager be authorized to purchase the tract of land from Mr. Joe M. Boyer as discussed. (About 150 x 325' - east end of his 5 acre tract fronting on Redwood.) The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, by instrument dated August 1, 1951, of record in Volume 1201, at page 145, of the Deed Records of Travis County, Texas, the City of Austin was granted a drainage easement in, upon, and across a part of Lot 54 in Duval Heights, a subdivision of a portion of the James P. Wallace Survey, in the City of Austin, Travis County, Texas, according to a map or plat of said Duval Heights of record in Book 2 at page 189 of the Plat Records of Travis County, Texas; and,

WHEREAS, the City Council of the City of Austin has determined that

certain of the City's rights and privileges in, upon and across the hereinafter described portion of the abovementioned drainage easement may be released; and,

WHEREAS, the conditions of such release of certain rights and privileges have been determined by the City Council and incorporated in an instrument of release to be executed by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Manager be and he is hereby authorized and directed to execute to Louie Gage on behalf of the City of Austin and in accordance with the terms and provisions therein, that certain release of easement exhibited to the City Council; and

BE IT FURTHER RESOLVED:

That the City Clerk is hereby directed to file a copy of said release of easement in the permanent records of her office without recordation in the Minutes of the City Council; said portion of such easement being released being more particularly described as follows, to wit:

14,620 square feet of land, more or less, same being out of and a part of that certain drainage easement out of and a part of Lot 54 in Duval Heights, a subdivision of a portion of the James P. Wallace Survey in the City of Austin, Travis County, Texas, according to a map or plat of said Duval Heights of record in Book 2 at page 189 of the Plat Records of Travis County, Texas, which was conveyed to the City of Austin, Travis County, Texas by instrument dated August 1, 1951, of record in Volume 1201 at page 145 of the Deed Records of Travis County, Texas, said 14,620 square feet of land are more particularly described by metes and bounds as follows:

BEGINNING at a point in the south line of said Lot 54 in Duval Heights, same being at the southeast corner of the herein described tract of land and from which point of beginning the southeast corner of said Lot 54, same being a point in the west line of Cameron Road bears South 60° 17' East 41.00 feet;

THENCE, with the south line of said Lot 54 North 60° 17' West 314.05 feet to the southwest corner of the herein described tract of land and from which point the point of intersection of the south line of said Lot 54 with the east right of way line of the Interregional Highway bears North 60° 17' West 24.00 feet;

THENCE, with the west line of the herein described tract North 29° 43' East to a point in the south line of that certain portion of said drainage easement described in instrument of record in Volume 1201 at page 145 of the Deed Records of Travis County, Texas, which was released from said easement by the City Council of the City of Austin by resolution dated March 20, 1958;

THENCE, with the south line of said portion of easement released by resolution dated March 20, 1958, same being the north line of the herein described tract of land South 59° 53' East 314.06 feet to the northeast corner of the herein described tract of land;

THENCE, with the east line of the herein described tract South 29° 43' West to the point of beginning.

The motion, seconded by Councilman Long, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the First Federal Savings and Loan Association of Austin has agreed to pay the City of Austin for the cost of the paving assessed against E. R. Hall and Lot 2, Block 4, Upland Addition in the City of Austin; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Manager be and he is hereby authorized to execute and deliver unto the First Federal Savings and Loan Association a transfer of the paving lien which it holds by virtue of a transfer to it from McKown & Sons, dated July 7, 1954, upon the payment to the City of Austin by the First Federal Savings and Loan Association the sum of \$476.98.

The motion, seconded by Councilman White, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The City Manager submitted the following:

"March 25, 1959

"Following is a tabulation of the bids received at 10:00 A.M., Tuesday, March 24, 1959 for the construction of a storm sewer in the following areas: North Street Easement from southerly extension of Jim Hogg Avenue to Woodrow Avenue, Woodrow Avenue from North Street Easement to West 51st Street, and North Street from Woodrow Avenue to Lyman Place - Contract No. 59-D-2.

"Karl B. Wagner Engr. Const., Inc.	\$22,733.55
Eland Construction Company	23,162.45
Walter W. Schmidt	24,836.00
Ed H. Page	25,327.50
Austin Engineering Company	25,672.86
Fairey - Simons, Inc.	32,346.70

"City's Estimate	\$26,580.00
------------------	-------------

"I recommend that Karl B. Wagner Engineering Construction, Inc. with their low bid of \$22,733.55 be awarded the contract for this project.

"S. Reuben Rountree, Jr.
Director of Public Works"

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 24, 1959, for the construction of a storm sewer in the following areas: North Street Easement from southerly extension of Jim Hogg Avenue to Woodrow Avenue, Woodrow Avenue from North Street Easement to West 51st Street, and North Street from Woodrow Avenue to Lyman Place - Contract No. 59-D-2; and,

WHEREAS, the bid of Karl B. Wagner Engineering Construction, Inc. in the sum of \$22,733.55 was the lowest and best bid therefor, and the acceptance of such bid has been recommended by the Director of Public Works of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bid of Karl B. Wagner Engineering Construction, Inc. in the sum of \$22,733.55 be and the same is hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute a contract on behalf of the City of Austin with Karl B. Wagner Engineering Construction, Inc.

The motion, seconded by Councilman Pearson, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

The City Manager submitted the following:

"March 24, 1959

"Bids were received and publicly opened and read at 10:00 a.m., March 24, 1959, for Contract 68-A, 480 Volt Motor Control Center; Contract No. 68-B, Battery and Charger, and Contract 68-C, AC and DC Distribution Switchboard.

"The tabulation of bids and recommendations of our Consulting Engineers are attached.

"We concur with the recommendations of Mr. S. D. Sonier, Electrical Engineer of Brown & Root, Inc., our consultants, that the low bids be accepted and that contracts be awarded as follows:

- "1. Contract 68-A to Curtis-Musgrove Company, for the lump sum firm price of \$22,125.00.
- "2. Contract 68-B to Northeastern Engineering Company for the firm price of \$7,000.00.
- "3. Contract 68-C to Southern Electric Supply Company for the firm price of \$2,650.00.

"D.C. Kinney, Dir. Elec. Utility
(Sgd) D. C. Kinney"

CONTRACTS NO. 68A, 68B & 68C
Bids Opened: 10:00 A.M. March 24, 1959

ITEM NO.	GOULD NATIONAL BATTERIES	CURTIS MUSGROVE COMPANY	NORTHEASTERN ENGINEERING COMPANY	SOUTHERN ELECTRIC SUPPLY CO.	POWELL ELECTRIC COMPANY	WESTINGHOUSE ELECTRIC CORPORATION
1. Contract 68A - 480 ^Y -Mfr. Contr.	No Bid	<u>22125.00</u>	23500.00	25354.00	25563.00	24083.00
2. Contract 68B - Battery & Charger	6919.65	No Bid	7000.00	No Bid	No Bid	No Bid
3. Contract 68C - B.C. & D.C. Switchboard & AC Dist. Switchboard	No Bid	2700.00	3500.00	<u>2650.00</u>	3556.00	3064.00
ESCALATION	Not Firm	Firm	Firm	Firm	Firm	Firm
FREIGHT	Not Paid	Paid	Paid	Paid	Paid	Paid
ADD FOR FREIGHT	284.40					
TOTAL DELIVERY PRICE ITEM 1	7204.05	---	<u>7000.00</u>	---	---	---

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, on March 24, 1959, the City of Austin received bids for the furnishing of a 480 Volt Motor Control Center, Contract 68-A, for Battery and Charger, Contract 68-B, and for AC and DC Distribution Switchboard, Contract 68-C, said equipment to be installed in the Holly Street Power Station; and,

WHEREAS, the lump sum bid of Curtis-Musgrove Company in the amount of \$22,125.00 for the 480 Volt Motor Control Center, Contract 68-A, was the lowest and best bid therefor; and,

WHEREAS, the bid of Northeastern Engineering Company in the sum of \$7,000.00 for the Battery and Charger, Contract 68-B, was the lowest and best bid therefor; and,

WHEREAS, the bid of Southern Electric Supply Company in the sum of \$2,650.00 for the AC and DC Distribution Switchboard, Contract 68-C, was the lowest and best bid therefor; and,

WHEREAS, the acceptance of such bids has been recommended by the Director, Electric Utility of the City of Austin, and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bids of Curtis-Musgrove Company in the lump sum of \$22,125.00 on Contract 68-A, of Northeastern Engineering Company in the sum of \$7,000.00 on Contract 68-B, and of Southern Electric Supply Company in the sum of \$2,650.00 on Contract 68-C, be and the same are hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute contracts on behalf of the City of Austin with said companies.

The motion, seconded by Councilman Palmer, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, bids were received by the City of Austin on March 24, 1959, for alterations and additions to Austin Public Library; and,

WHEREAS, the base bid of W. D. Anderson Company in the sum of \$120,962.00 for the general construction was the lowest and best bid therefor; and,

WHEREAS, base bid of Landrum Electric, Inc. in the sum of \$19,935.00 for the electrical installation was the lowest and best bid therefor; and,

WHEREAS, base bid #3 and alternate bid #1 of Young & Pratt in the total sum of \$68,768.00 for plumbing, heating and air conditioning installation was the lowest and best bid therefor; and,

WHEREAS, the acceptance of such bids has been recommended by the Construction Engineer of the City of Austin and by the City Manager; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the bids of W. D. Anderson Company in the sum of \$120,962.00 for the general construction, of Landrum Electric, Inc. in the sum of \$19,935.00 for electrical installation, and of Young & Pratt in the total sum of \$68,768.00 for plumbing, heating and air conditioning installation, be and the same are hereby accepted, and W. T. Williams, Jr., City Manager of the City of Austin is hereby authorized and directed to execute contracts on behalf of the City with said companies.

The motion, seconded by Councilman Pearson, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Councilman Long asked that the architects be requested to plan for ramps for the handicapped people on both this library addition and on the construction of the new library.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, there has been submitted to the Building Inspector, the application of Harry Akin for a building permit together with a site plan dated 3-19-59 meeting the requirements of Section 10-B, 3 of the Zoning Ordinance of the City, for certain building establishment at 1907 Guadalupe, more particularly described in said application; and,

WHEREAS, it has been found and determined by the City Council of the City of Austin that, based upon the use of the premises for the purpose of Repairs and an addition to a restaurant building, the maximum number of parking spaces which will probably be used by employees and customers of such establishment, taking into account the loading facilities on the site, the public parking areas and street space available for parking in the vicinity, public safety, and free circulation of traffic both on and off the site, is thirty-two parking spaces; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That thirty-two (32) spaces is an adequate number of parking spaces for the establishment shown on the site plan of Harry Akin dated March 19, 1959, for use of the premises for the purpose of Repairs and an addition to a restaurant building.

The motion, seconded by Councilman Palmer, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, there has been submitted to the Building Inspector, the application of Rio House Apartments (John Broad, Contractor) for a building permit together with a site plan dated March 25, 1959 meeting the requirements of Section 10-B, 3 of the Zoning Ordinance of the City, for certain building establishment at 608 West 17th Street, more particularly described in said application; and,

WHEREAS, it has been found and determined by the City Council of the City of Austin that, based upon the use of the premises for the purpose of an apartment house the maximum number of parking spaces which will probably be used by employees and customers of such establishment, taking into account the loading facilities on the site, the public parking areas and street space available for parking in the vicinity, public safety, and free circulation of traffic both on and off the site, is Thirty-nine parking spaces; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That Thirty-nine (39) spaces is an adequate number of parking spaces for the establishment shown on the site plan of Rio House Apartments dated March 25, 1959, for use of the premises for the purpose of an apartment house.

The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Southern Union Gas Company has presented to the City Council tentative maps or plans showing the proposed construction of its gas mains in the streets in the City of Austin hereafter named, and said maps or plans have been considered by the City Council; therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

THAT Southern Union Gas Company be and the same is hereby permitted to lay and construct its gas mains in and upon the following streets:

(1) A gas main in CASCADE DRIVE, from Daugherty Street, westerly 1,405 feet, the centerline of which gas main shall be 6.50 feet west of and parallel to the east property line of said CASCADE DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(2) A gas main in GREENHAVEN DRIVE, from a point 108 feet north of Pinewood Terrace, northerly 357 feet, the centerline of which gas main shall be 6.50 feet west of and parallel to the east property line of said GREENHAVEN DRIVE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(3) A gas main in WILSON STREET from Alpine Road, southerly 670 feet, the centerline of which gas main shall be 6.50 feet west of and parallel to the east property line of said WILSON STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(4) A gas main in GEARY COURT from Wilson Street westerly, southerly and easterly 431 feet, the centerline of which gas main shall be 6.50 feet south of, east of and north of and parallel to the north, west and south property line of said GEARY COURT.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(5) A gas main in TALLISON TERRACE from Alpine Road, southerly, westerly and northerly, 325 feet, the centerline of which gas main shall be 6.50 feet west of, north of, east of and parallel to the east, south and west property lines of said TALLISON TERRACE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(6) A gas main in WEST OLTORF STREET, from a point 144 feet west of South 4th Street westerly 264 feet, the centerline of which gas main shall be 17.50 feet south of and parallel to the north property line of said WEST OLTORF STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(7) A gas main in EAST 3RD STREET from Canadian Street, westerly 163 feet, the centerline of which gas main shall be 7.50 feet south of and parallel to the north property line of said EAST 3RD STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(8) A gas main in DUVAL STREET, from a point 75 feet south of East 56th Street northerly 33 feet, the centerline of which gas main shall be 6.50 feet east of and parallel to the west property line of said DUVAL STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(9) A gas main in EAST AVENUE, from a point 220 feet south of East 38th Street southerly 39 feet, the centerline of which gas main shall be 6.0 feet east of and parallel to the west property line of said EAST AVENUE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(10) A gas main in CLUB TERRACE, from a point 648 feet west of Montopolis Drive westerly 66 feet, the centerline of which gas main shall be 7.5 feet south of and parallel to the north property line of said CLUB TERRACE.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(11) A gas main in HARGRAVE STREET, from a point 82 feet north of Neal Street, northerly 62 feet, the centerline of which gas main shall be 9.0 feet east of and parallel to the west property line of said HARGRAVE STREET.

Said gas main described above shall have a cover of not less than $2\frac{1}{2}$ feet.

(12) A gas main in HERRERA STREET, from a point 25 feet north of U. S. 183, northerly 297 feet, the centerline of which gas main shall be 6.50 feet west of and parallel to the east property line of said HERRERA STREET.

THE Southern Union Gas Company is hereby put upon notice that the City of Austin does not guarantee that the space assigned above is clear from other underground utilities, but is based upon the best reports we have at hand, and that the minimum depth stated does not have any reference to the fact that greater depths may not be required at special points. When the Southern Union Gas Company requires definite information upon the ground as to elevations or working points from which to base the location of their assignments, they shall apply to the Department of Public Works not less than three (3) days before such information is required. The Southern Union Gas Company is further put upon notice that they will be required to bear the expense of repairs or replacement of any underground utility damaged during the construction of lines named in this resolution.

AND THAT whenever pavement is cut in the vicinity of a fire plug, water must be used at intervals during the course of backfilling of the ditches.

THAT the work and laying of said gas mains, including the excavation in the streets, and the restoration and maintenance of said streets after said mains have been laid, shall be under the supervision and direction of the City Manager and under all the pertinent terms and conditions of the certain franchises granted to said company by the City of Austin.

The motion, seconded by Councilman Palmer, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Charles P. Davis is the Contractor for the alteration of a building located at 317-19 Congress Avenue and desires a portion of the sidewalk and street space abutting Lot 4, Block 30, of the Original City of Austin, Travis County, Texas, during the alteration of the building, such space to be used in the work and for the storage of materials therefor; therefore

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

1. THAT space for the uses hereinabove enumerated be granted to said Charles P. Davis, the boundary of which is described as follows:

Sidewalk and Street Working Space

Beginning at the northwest corner of the above described property; thence in a westerly direction and at right angles to the center line of Congress Avenue 6 feet to a point; thence in a southerly direction and parallel to the center line of Congress Avenue approximately 46 feet to a point; thence in an easterly direction and at right angles to the center line of Congress Avenue to the southwest corner of the above described property.

2. THAT the above privileges and allotment of space are granted to the said Charles P. Davis, hereinafter termed "Contractor", upon the following express terms and conditions:

(1) That the Contractor shall erect within the above described working space a solid fence built of not less than one-inch material and at least 8 feet in height (or extending from the sidewalk to the underside of the present awning) substantially braced and anchored and to maintain same in good condition at all times while the work is in progress. The Contractor will be permitted to put a door in the barricade that will either open in or slide parallel to the barricades, and at all times that material is being delivered or taken away from the building, a watchman shall be provided to warn pedestrians or approaching danger. (The Contractor will also be permitted to use 2 parking meter spaces immediately in front of the entrance in the barricade for the delivery or removal of materials during construction work.)

(2) That the Contractor is permitted to construct in his working space a substantial gate which shall be kept closed at all times when not in use, and at all times that such gate is open, the Contractor shall maintain a person at this gate to warn pedestrians and vehicles of approaching trucks. This gate is not to open out so as to impede vehicular or pedestrian traffic.

(3) That no vehicles in loading or unloading material at the working space shall park on any part of the street outside of the allotted working space.

(4) That "No Parking" signs shall be placed on the street side of the barricades.

(5) That the Contractor is permitted to construct a temporary work office within such allotted working space provided such work office is not

within 25 feet of any corner street intersection.

(6) That the Contractor shall in no way obstruct any fire plugs or other public utilities in the construction of such barricades.

(7) That provisions shall be made for the normal flow of all storm waters in the gutter and the Contractor will be responsible for any damage done due to obstruction of any such storm water.

(8) That the Contractor shall place on the outside corners of any walkway, barricades or obstructions, red lights during all periods of darkness and provide lighting systems for all tunnels.

(9) That the Contractor shall remove all fences, barricades, loose materials and other obstructions on the sidewalk and street immediately after the necessity for their existence on said sidewalk or street had ceased, such time to be determined by the City Manager, and in any event all such sidewalk, barricades, materials, equipment and other obstructions shall be removed not later than July 1, 1959.

(10) That the City reserves the right to revoke at any time any and all the privileges herein granted or to require the erection or installation of additional barriers or safeguards if the conditions demand it.

(11) That the use and enjoyment of the spaces herein granted shall not be exclusive as against public needs, and the City, in making such grant reserves the right to enter and occupy any part or all of said space any time with its public utilities, or for other necessary public purposes.

(12) That any public utility, or public or private property disturbed or injured as a result of any of the activities necessary for the completion of the construction work for said building projects, whether done by the Contractor, City Forces, or public utilities, shall be replaced or repaired at the Contractor's expense.

(13) That the Contractor shall furnish the City of Austin a surety bond in the sum of One Thousand Dollars (\$1,000) which shall protect, indemnify and hold harmless the City of Austin from any claims or damages to any person or property that may accrue to or be brought by any person by reason of the exercise or abuse of the privileges granted the Contractor by the City of Austin and shall guarantee the replacement of all sidewalks, pavement and all other public property and public utilities disturbed or removed during the construction work and shall further guarantee the construction of a walkway and other safeguards during the occupancy of the space.

The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller

Noes: None

Councilman Long introduced the following ordinance and moved that it be published in accordance with Article 1, Section 6 of the Charter of the City of Austin:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN
BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXA-
TION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF

9.9 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE JOHN APPELGAIT SURVEY IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The motion, seconded by Councilman Palmer, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the first time and Councilman Long moved that the ordinance be passed to its second reading. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Councilman Long introduced the following ordinance and moved that it be published in accordance with Article 1, Section 6 of the Charter of the City of Austin:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 28.52 ACRES OF LAND SAME BEING OUT OF AND A PART OF THE ISAAC DECKER LEAGUE IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The motion, seconded by Councilman Palmer, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the first time and Councilman Long moved that the ordinance be passed to its second reading. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Mayor Miller brought up the following ordinance for its second reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 9.16 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE GEORGE W. DAVIS SURVEY IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the second time and Councilman Long moved that the ordinance be passed to its third reading. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Mayor Miller brought up the following ordinance for its second reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 14.03 ACRES OF LAND, SAME BEING OUT OF AND A PART OF THE GEORGE W. DAVIS SURVEY IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the second time and Councilman Long moved that the ordinance be passed to its third reading. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Mayor Miller brought up the following ordinance for its third reading:

AN ORDINANCE PROVIDING FOR THE EXTENSION OF CERTAIN BOUNDARY LIMITS OF THE CITY OF AUSTIN AND THE ANNEXATION OF CERTAIN ADDITIONAL TERRITORY CONSISTING OF 51 ACRES OF LAND, MORE OR LESS, SAME BEING OUT OF THE JOHN APPELGATE SURVEY IN TRAVIS COUNTY, TEXAS, WHICH SAID ADDITIONAL TERRITORY LIES ADJACENT TO AND ADJOINS THE PRESENT BOUNDARY LIMITS OF THE CITY OF AUSTIN, IN PARTICULARS STATED IN THE ORDINANCE.

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the ordinance had been finally passed.

Councilman White offered the following resolution and moved its adoption:

(RESOLUTION)

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Manager be and he is hereby authorized and directed to enter into a revised license agreement on behalf of the City of Austin, with

the Federal Aviation Agency, for approach light lane site and instrument landing system site, at the Robert Mueller Municipal Airport, in accordance with the terms and provisions of a certain license agreement exhibited to the City Council and

BE IT FURTHER RESOLVED:

That the City Clerk is hereby directed to file a copy of said agreement in the permanent records of her office without recordation in the Minutes of the City Council.

The motion, seconded by Councilman Long, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Council set the appeal of MRS. FLORENCE E. RICHEY for a Special Permit for a veterinary hospital at 1701 South Congress to be heard April 9, 1959, 10:00 A.M.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, Bankers Trust Company, acting by and through its duly authorized agent and representative, F. F. Stansberry, this day submitted to the City Council the following proposal:

OFFICIAL BID FORM

March 26, 1959

Honorable Mayor and City Council
City of Austin
Austin, Texas

Gentlemen:

Reference is made to your "Official Notice of Sale," dated February 26, 1959, of \$1,000,000 CITY OF AUSTIN, TEXAS GENERAL OBLIGATION BONDS, SERIES 1959, which is attached hereto and made a part hereof.

For your legally issued bonds, as described in said Notice, we will pay you par and accrued interest from date of issue to date of delivery to us, plus a cash premium of \$600.00 for bonds maturing and bearing interest as follows:

January 1, 1960, through January 1, 1970 . . .	4 %
January 1, 1971, through January 1, 1975 . . .	3.20%
January 1, 1976, through January 1, 1979 . . .	3.1 1/4%

Interest cost in accordance with the above bid, is:

Gross Interest Cost	\$490,555.00
Less Premium	600.00
NET INTEREST COST	\$489,955.00
EFFECTIVE INTEREST RATE	3.29825

Attached hereto is Cashier's-Certified Check of the American National Bank of Austin, Austin, Texas, in the amount of \$20,000.00, which represents our Good Faith Deposit, and which is submitted in accordance with the terms as set forth in the "Official Notice of Sale."

If we are the successful purchasers, we will select McCall, Parkhurst, Crowe, McCall & Barton, Bond Attorneys, whose fee we will pay, to render their unqualified approving legal opinion on this issue.

We desire that the Paying Agents for this issue be Bankers Trust Company, New York, New York, and American National Bank, Austin, Texas.

Respectfully submitted,

Bankers Trust Company
Harris Trust and Savings Bank
Republic National Bank
Russ & Company
by Bankers Trust Company

By (Sgd) F.F. Stansberry
Authorized Representative
Assistant Vice President

ACCEPTANCE CLAUSE

The above and foregoing bid is hereby in all things accepted by the City of Austin, Texas, this the 26th day of March, 1959.

ATTEST:

Mayor, City of Austin, Texas

APPROVED:

City Clerk, City of Austin, Texas

City Attorney, City of Austin, Texas

and,

WHEREAS, the said bid and proposal of Bankers Trust Company was the most advantageous bid submitted to the City Council for the purchase of the aforesaid bonds; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That said proposal of Bankers Trust Company to purchase \$1,000,000.00 City of Austin, Texas General Obligation Bonds as per the City's Notice of Sale and Prospectus dated February 26, 1959, at the price and upon the terms of said proposal be and the same is hereby accepted and Bankers Trust Company be awarded the sale of said bonds; and,

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Manager be and he is hereby authorized and directed to sell to Bankers Trust Company the \$1,000,000.00 City of Austin, Texas General

Obligation Bonds as per the City's Notice of Sale and Prospectus dated February 26, 1959, at par and accrued interest from date of delivery according to the terms of said bid hereinbefore set out.

The motion, seconded by Councilman White, carried by the following vote:
Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

Mayor Miller introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF THE BONDS OF THE CITY OF AUSTIN, TEXAS, TO THE AMOUNT OF FIFTY THOUSAND DOLLARS (\$50,000.00) FOR THE PURPOSE OF CONSTRUCTING AND IMPROVING PUBLIC PARKS AND PUBLIC PLAYGROUNDS, AND FOR CONSTRUCTING, IMPROVING AND REPAIRING BUILDINGS AND OTHER RECREATION FACILITIES OF SAID PARKS AND PLAYGROUNDS OF THE CITY OF AUSTIN, AND FOR ACQUIRING NECESSARY LANDS AND EQUIPMENT THEREFOR; PROVIDING FOR THE PAYMENT OF SAID BONDS; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the second time and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman White, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the ordinance had been finally passed.

Mayor Miller introduced the following ordinance:

AN ORDINANCE AUTHORIZING THE ISSUANCE OF \$950,000.00 "CITY OF AUSTIN, TEXAS, GENERAL OBLIGATION BONDS, SERIES NO. 232", DATED APRIL 1, 1959, FOR THE FOLLOWING PURPOSES TO WIT: \$200,000.00 (BEING THE FIRST AND FINAL PARCEL OR INSTALLMENT OF A TOTAL VOTED AUTHORIZATION OF

\$200,000.00 BONDS) FOR THE PURPOSE OF ENLARGING AND EQUIPPING THE PUBLIC FREE LIBRARY SYSTEM AND \$750,000.00 (BEING THE FOURTH PARCEL OR INSTALLMENT OF A TOTAL VOTED AUTHORIZATION OF \$4,950,000 BONDS) FOR THE PURPOSE OF CONSTRUCTING AND IMPROVING STREETS, BRIDGES AND DRAINAGEWAYS; PRESCRIBING THE FORM OF THE BONDS AND INTEREST COUPONS; LEVYING A CONTINUING DIRECT ANNUAL AD VALOREM TAX ON ALL TAXABLE PROPERTY IN THE CITY TO PAY THE INTEREST ON SAID BONDS AND TO CREATE A SINKING FUND FOR THE REDEMPTION THEREOF; PROVIDING FOR THE ASSESSMENT AND COLLECTION OF SUCH TAXES; ENACTING PROVISIONS INCIDENT AND RELATING TO THE PURPOSE AND SUBJECT OF THIS ORDINANCE; AND DECLARING AN EMERGENCY.

The ordinance was read the first time and Councilman Long moved that the rule be suspended and the ordinance passed to its second reading. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the second time and Councilman Long moved that the rule be suspended and the ordinance passed to its third reading. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The ordinance was read the third time and Councilman Long moved that the ordinance be finally passed. The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, Pearson, White, Mayor Miller
Noes: None

The Mayor announced that the ordinance had been finally passed.

At this time Councilman Pearson left the Council Room.

Councilman Long offered the following resolution and moved its adoption:

(RESOLUTION)

WHEREAS, the First Boston Corporation and Associates, acting by and through its duly authorized agent and representative, A. E. Kirtley, this day submitted to the City Council its proposal for the purchase of \$6,500,000.00 City of Austin, Texas Electric Light and Power, Waterworks and Sewer System Revenue Bonds, Series 1959, with net interest cost to the City of \$4,446,145.00 with an effective interest rate of 3.46718%, with no bond to bear interest in excess of 4%; and,

WHEREAS, the said bid and proposal of The First Boston Corporation and Associates was the most advantageous bid submitted to the City Council for the purchase of the aforesaid bonds; Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

That the City Manager be and he is hereby authorized and directed to sell to The First Boston Corporation and Associates the \$6,500,000.00 City of Austin, Texas Electric Light and Power, Waterworks and Sewer System Revenue Bonds, Series 1959 as per the City's Notice of Sale and Prospectus dated February 26, 1959, at par and accrued interest from date of delivery according to the terms of said bid hereinbefore set out.

The motion, seconded by Councilman Palmer, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Miller

Noes: None

Absent: Councilman Pearson

Councilman Palmer moved that the City Manager be authorized to permit the School system to use the property south of Stacy Park immediately west of Travis Heights Elementary School, and to improve it in whatever manner they wish for playground purposes. The motion, seconded by Councilman Long, carried by the following vote:

Ayes: Councilmen Long, Palmer, White, Mayor Miller

Noes: None

Absent: Councilman Pearson

Councilman Long asked that wages for airhammer operator be checked to see if they were in line and if they should not be raised 5 cents. The City Manager stated he would look into this.

The Council received notice that the following applications had been referred to the Planning Commission and set for public hearing before the Council for April 30, 1959:

N. I. CARTLEDGE EST. By Thos. Black	405 West 21st Street 2007-2013 San Antonio	From "B" Residence To "GR" General Retail
MELVIN LEACH	1209 Alguno Road	From "A" Residence To "B" Residence
LYDIA LITTMAN By A. W. Vogelpohl	5110-5112 Cameron Road 5109-5111 Interregional Highway	From "C" Commercial 5th & "C" Commercial 1st To "C-1" Commercial 5th
JEWEL SIMMONS	1600 Garner 1801-1803 Collier	From "A" Residence To "B" Residence
DON LYDA & HUNTER SCHIEFFER, Owners U-Totem Corp, Purchasers, H. G. West, Agent	5702-5712 Berkman Drive	From "A" Residence To "C-1" Commercial

CLAUDE HALL	5307 Bennett	From "A" Residence To "O" Office
JOHN H. MELCHING	6107 Grover 1109-1111 Romeria Drive	From "A" Residence To "B" Residence
T. A. FAIREY	5404-5414 Manor Road	From "A" Residence To "LR" Local Retail
ASSEMBLY OF GOD CHURCH, Owner, BERT D. BURNS, Purchaser	501 & 503 West 37th Street	From "A" Residence To "O" Office
NEIL M. SORENSON, Owner CARRET CORPORATION, Purchaser, By Walter Carrington	5816-5830 Berkman Drive	From "A" Residence 1st To "B" Residence 2nd
MORGAN L. PEARCE, Owner CARRET CORPORATION, Purchaser by Walter Carrington	1011-1013 Norwalk Lane 2506-2508 Marlton Drive	From "A" Residence To "B" Residence
WM. J. JOSEPH By Herman Jones	7509-7511 Burnet Road	From "GR" General Retail To "C-2" Commercial
MARION ROSS	6009 Brooks Street 6010 Interregional Hwy.	From "A" Residence 1st To "C" Commercial 6th
LAURA E. KREBS By Wallace W. Shropshire, Attorney	4417-4419 Alice Avenue 1309-West 45th Street 4439 Burnet Road	From "A" Residence To "LR" Local Retail
C. S. FULLERTON By Trueman O'Quinn	1014 East 51st Street	From "A" Residence To "LR" Local Retail
CITY OF AUSTIN & PEARL ESCHBERGER By Trueman O'Quinn	601-605 Park Place 2507-2511 San Jacinto	From "B" Residence To "LR" Local Retail

There being no further business, the Council adjourned at 5:00 P.M.,
subject to the call of the Mayor.

APPROVED

Mayor

ATTEST:

City Clerk